

BILL NO. 36 -2008

AN ORDINANCE

AUTHORIZING THE MAYOR TO EXECUTE AN EASEMENT AND RIGHT OF WAY INSTRUMENT BETWEEN THE CITY OF READING TO METROPOLITAN EDISON COMPANY AND LOCATED OVER A PORTION OF PREMISES KNOWN AS BERKS COUNTY ALTERNATE APN 18530616947572.

WHEREAS, the City of Reading is the legal owner of certain property known as Berks County Alternate APN 18530616947572; and

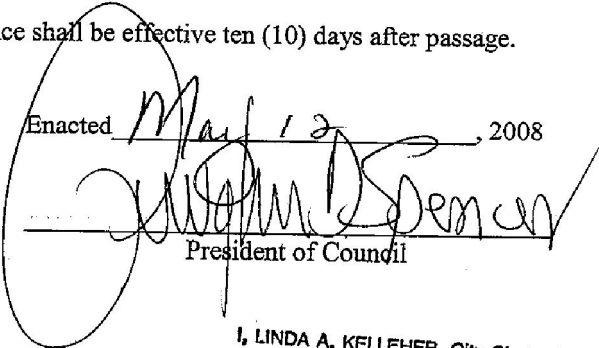
WHEREAS, Metropolitan Edison Company has requested that the City of Reading grant a thirty-five foot (35') wide corridor easement and right of way located over a portion of aforesaid premises and adjacent to an existing sixty foot (60') wide easement as set forth in attachment; and

WHEREAS, the City of Reading intends to grant said easement and right of way.

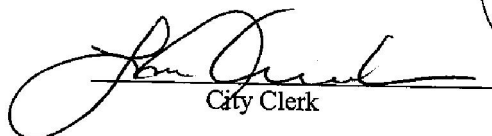
NOW, THEREFORE THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

1. **SECTION 1.** The Mayor is authorized to execute a document titled Easement (as described in attachment) thereby granting a thirty-five foot (35') wide easement and right of way from the City of Reading to Metropolitan Edison Company and located over a portion of property known as Berks County Alternate APN 18530616947572.
2. **SECTION 2.** This Ordinance shall be effective ten (10) days after passage.

Enacted May 12, 2008

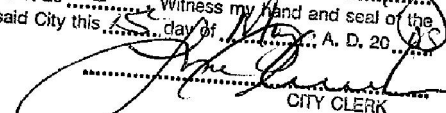

President of Council

Attest:


City Clerk

(LAW DEPT.)

I, LINDA A. KELLEHER, City Clerk of the City of Reading, Pa., do hereby certify, that the foregoing is a true and correct copy of the original Ordinance passed by the Council of the City of Reading, on the 12 day of May, A. D. 2008. Witness my hand and seal of the said City this 12 day of May, A. D. 2008.


CITY CLERK

MAYOR'S ACTION
Bill No. 36-2008

Submitted to Mayor: [Signature]
Date: 5-14-08

Received by Mayor's Office: [Signature]
Date: 5/14/08

Approved by Mayor: [Signature]
Date: 5/15/08

Vetoed by Mayor: _____
Date: _____

Sustained by Council: _____
Date: _____

Overridden by Council: _____
Date: _____

Prepared By: Metropolitan Edison Company

Return To: Metropolitan Edison Company
Attn: Craig L. Correll
P.O. Box 16001
Reading, PA 19612-6001

Alternate APN: 18530616947572

EASEMENT

KNOW ALL MEN BY THESE PRESENTS, That, CITY of READING, a Municipality of the Commonwealth of Pennsylvania, the GRANTOR, claiming title by virtue of Instrument recorded in the Recorder of Deeds Office in and for the County of Berks, Pennsylvania, said Instrument being recorded in Deed Book 1905, Page 464, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations received to its full satisfaction of METROPOLITAN EDISON COMPANY, a Pennsylvania corporation, the GRANTEE, does hereby grant unto Grantee, its successors and assigns, an easement and right of way, together with the rights and privileges hereinafter set forth, for lines for the transmission and distribution of electric current, including communication facilities, upon, over, under and across the following described premises:

Situate in the City of Reading, Berks County, Pennsylvania, known as Berks County Alternate APN 18530616947572, "GRANTOR'S PROPERTY". The Easement is located over a portion of the Grantor's Property and is described as follows:

A thirty-five (35) foot wide corridor, said corridor being adjacent to an existing sixty (60) foot wide easement granted unto Grantee on September 9, 1992 and recorded in the Recorder of Deeds Office in and for Berks County in Book 2392, Page 2165, as detailed on Grantee's Drawing R-283-11A-R entitled "Right of Way Over Property of City of Reading", prepared by Orion Technical Services, LLC, dated July 10, 2007, and attached hereto and made a part hereof as Exhibit "A".

The easement and rights herein granted shall include the right to erect, inspect, operate, replace, relocate, add, repair, patrol and permanently maintain upon, over, under and along the above-described right of way across said premises all necessary structures, wires, cables and other usual fixtures and appurtenances used for or in connection with the transmission and distribution of electric current, including communication facilities, and the right of reasonable ingress and egress upon, over and across said premises for access to and from said right of way, and the right to trim, cut, remove or control by any other means at any and all times, at the sole discretion of the Grantee, such trees, limbs and underbrush within or adjacent to said right of way as may interfere with or endanger said structures, wires or appurtenances or their operation.

The Grantor reserves the right to use the ground between said structures and beneath said wires, provided that such use does not interfere with or obstruct the rights herein

granted; and the Grantor agrees that no building, obstruction or impediment of any kind shall be placed within said right of way or between said structures or beneath said wires without prior written approval of the Grantee.

The Grantee will repair or replace all fences, gates, lanes, driveways, drains and ditches damaged or destroyed by it on said premises or pay Grantor for all damages to fences, gates, lanes, driveways, drains and ditches, crops and stock on said premises caused by the construction or maintenance of said lines.

TO HAVE AND TO HOLD the said easement, rights and right of way and its appurtenances to said Grantee, and to its successors and assigns, forever, and the Grantor represents that it is the owner of the above-mentioned premises herein described.

Acknowledged as of the ____ day of _____, 2008.

CITY OF READING

By: _____

And: _____

STATE OF)
) SS:
COUNTY OF)

On this ____ day of _____, A.D. 2008,

before me a Notary Public the undersigned officer, personally

appeared _____, who acknowledged him/herself to

be a _____ of the City of Reading, a

Municipality of the Commonwealth of Pennsylvania, and that

he/she as such _____, being

authorized to do so, executed the foregoing instrument for the

purposes therein contained by signing the name of the City of

Reading by him/herself as _____.

In Witness Whereof, I hereunto set my hand and
official seal.

Notary Public

SEAL

This instrument prepared by
Metropolitan Edison Company

